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HIGH COURT OF CHHATTISGARH, BILASPUR

Writ Petition (S) No. 4365 of 2007

PETITIONER

SIDDHARTH GAIKWAD, aged 45 years, S/o Shri Vasudeo Rao Gaikwad, Presently working as - Technical Expert, at - Chhattisgarh Poverty Reduction Project, Unit - Saraipali, R/o Saraipai, District - Mahasamund (C.G.)

Versus

RESPONDENTS

- 1 STATE OF CHHATTISGARH, through - The Secretary, Department of Panchayat & Rural Development, Mantralaya, D.K.S. Bhawan, Raipur
- 2 THE PROJECT DIRECTOR, Chattisgarh Poverty Reduction Project, H.Q. - A/1, Gayatri Nagar, Raipur (C.G.)

Appearance:

Shri R.K. Kesharwani, counsel for the petitioner.

Shri Yashwant Singh, Govt. Advocate for the State on advance copy.

ORAL ORDER
(31.7.2007)

SUNIL KUMAR SINHA, J.

Heard on admission.

Learned counsel for the petitioner argues that presently the petitioner is working as Technical Expert in *Vikaskhand Pariyojna Kriyanwayan Ekai*, Saraipali, District Mahasamund, where he was posted by order dated 7.4.2006. Whereas the transfer order Annexure-P/1 would show that he has been transferred from R.E.S., Janpad Panchayat, Saraipali, District Mahasamund to Janpad Panchayat, Tamnar, District Raigarh, which post, he is presently not holding because from the said post he was sent as Technical Expert.

The matter appears to be one of irregularity. In the facts and circumstances of the case, I do not deem it proper to issue any writ. In my opinion, the ends of justice would be served, if the petitioner is directed to file a representation before the concerned authority and it is accordingly decided by the said authority.

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Accordingly, the petition is disposed of with a direction, if so advised, the petitioner may file a representation before the concerned authority within a period of 15 days from today along with copy of this order and copy of writ petition and if such a representation is filed, the said authority shall dispose of the same as early as possible preferably within a period of one month from the date of receipt such representation. It is also directed that till then, the petitioner shall not be relieved from the present place of posting and he shall be allowed to continue on the said post. If the representation is not filed within the said period, the operative part of the order shall loose its efficacy automatically.

With the aforesaid directions, the petition stands finally disposed of.

Sd/-
Sunil Kumar Sinha
Judge